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9 **IN THE UNITED STATES DISTRICT COURT**  
10 **FOR THE DISTRICT OF ARIZONA**  
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12 United States of America,

13 Plaintiff,

14 v.

15 Raymond Luna,

16 Defendant.  
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No. CR-19-00970-001-TUC-RM (JR)

**ORDER**

18 On September 25, 2019, Magistrate Judge Jacqueline M. Rateau issued a Report  
19 and Recommendation (Doc. 80) recommending that this Court deny Defendant Raymond  
20 Luna's Motion to Sever (Doc. 62). No objections to the Report and Recommendation  
21 were filed.

22 A district judge must "make a de novo determination of those portions" of a  
23 magistrate judge's "report or specified proposed findings or recommendations to which  
24 objection is made." 28 U.S.C. § 636(b)(1). The advisory committee's notes to Rule  
25 72(b) of the Federal Rules of Civil Procedure state that, "[w]hen no timely objection is  
26 filed, the court need only satisfy itself that there is no clear error on the face of the record  
27 in order to accept the recommendation" of a magistrate judge. Fed. R. Civ. P. 72(b)  
28 advisory committee's note to 1983 addition. *See also Johnson v. Zema Sys. Corp.*, 170

1 F.3d 734, 739 (7th Cir. 1999) (“If no objection or only partial objection is made, the  
2 district court judge reviews those unobjected portions for clear error.”); *Prior v. Ryan*,  
3 CV 10-225-TUC-RCC, 2012 WL 1344286, at \*1 (D. Ariz. Apr. 18, 2012) (reviewing for  
4 clear error unobjected-to portions of Report and Recommendation).

5 The Court has reviewed Judge Rateau’s Report and Recommendation, the parties’  
6 briefs, and the record. The Court finds no error in Judge Rateau’s Report and  
7 Recommendation.


8 Accordingly,

9 **IT IS ORDERED** that the Report and Recommendation (Doc. 80) is **accepted**  
10 **and adopted in full.**

11 **IT IS FURTHER ORDERED** that Raymond Luna’s Motion to Sever (Doc. 62)  
12 is **denied.**

13 Dated this 25th day of October, 2019.

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Honorable Rosemary Márquez  
United States District Judge